

01-27-00

GAU-3711

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	<h2 style="margin: 0;">CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL</h2> <p style="margin: 0;"><i>Submit an original, and a duplicate for fee processing.</i> (Only for Continuation or Divisional applications under 37 CFR 1.53(d))</p>	<p><i>E. Choo</i> 2-1-00</p> <p>CHECK BOX, if applicable: <input checked="" type="checkbox"/> DUPLICATE</p>
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<p>Address to:</p> <p>Assistant Commissioner for Patents Box CPA Washington, D.C. 20231</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Attorney Docket No.</td> <td>AUGA01000012 <i>26/R-geAA</i></td> </tr> <tr> <td>First Named Inventor</td> <td>Augustine et al</td> </tr> <tr> <td>Examiner</td> <td>Graham</td> </tr> <tr> <td>Group Art Unit</td> <td>3711</td> </tr> <tr> <td>Express Mail Label No.</td> <td>EL244453040US</td> </tr> </table>	Attorney Docket No.	AUGA01000012 <i>26/R-geAA</i>	First Named Inventor	Augustine et al	Examiner	Graham	Group Art Unit	3711	Express Mail Label No.	EL244453040US
Attorney Docket No.	AUGA01000012 <i>26/R-geAA</i>										
First Named Inventor	Augustine et al										
Examiner	Graham										
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This is a request for a ☐ continuation or ☐ divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA) of prior application number 08/855,061
filed on May 13, 1997, entitled THERMAL BLANKET

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either:
(1) complete as defined by 37 CFR 1.51(b); or (2) the national stage of an international application in compliance with 35 U.S.C. 371.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request

1. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(C))		20 - 20 =		x \$ ____ =	\$
INDEPENDENT CLAIMS (37 CFR 1.16(B))		2 - 3 =		x \$ ____ =	
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			1	+ \$ 130 =	130
				BASIC FEE (37 CFR 1.16(A))	\$ 345.00
				Total of above Calculations =	\$ 475.00
				Reduction by 50% for filing by small entity (Note 37 CFR 1.19, 1.27, 1.28).	
				TOTAL =	\$ 475.00

6. Small entity status:

- a. ☐ A small entity statement is enclosed.
b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 07-1895:

- a. ☒ Fees required under 37 CFR 1.16.
b. ☒ Fees required under 37 CFR 1.17.
c. ☐ Fees required under 37 CFR 1.18.

8. ☐ A check in the amount of \$ _____ is enclosed.9. ☐ Other: _____**NOTE:**

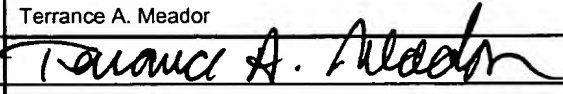
**The prior application's correspondence address will carry over to this CPA
UNLESS a new correspondence address is provided below**

10. NEW CORRESPONDENCE ADDRESS

____ Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or ____ New correspondence address below

NAME	Terrance A. Meador				
ADDRESS	GRAY CARY WARE & FREIDENRICH 401 B STREET, SUITE 1700				
CITY	SAN DIEGO	STATE	CALIFORNIA	ZIP CODE	92101
COUNTRY	USA	TELEPHONE	(619) 699-2652	FAX	(619) 236-1048

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Terrance A. Meador
Signature	
Registration No. (Attorney/Agent)	30,298
Date	25 January 2000



E. Chase
2-2-00

fee
O.K.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

S.D. AUGUSTINE ET AL

Serial No. 08/855,061

Filed: May 13, 1997

For: THERMAL BLANKET

Group Art Unit: 3304

Examiner: M. Graham

Docket No.: AUGA01000012

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CERTIFICATION UNDER 37 CFR § 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date 25 January 2000, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231

25 January 2000
Date

Tenauce A. Meador
Signature

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

PRELIMINARY AMENDMENT

This response is submitted in a Continued Prosecution Application (CPA) filed subsequent to a Final Office Action mailed October 25, 1999. Please amend the application as follows:

IN THE CLAIMS

20. (Twice Amended) An inflatable [thermal blanket] cover for controlling the temperature of a person, comprising:

a laminate base sheet having two ends and two edges defining a periphery of the [thermal blanket] cover;

the base sheet including an under layer of a fibrous material, and an upper surface;

a plurality of apertures opening through the base sheet;